

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS – Land Acquisition – Nizamabad District – Navipet (M) – Kosli (Village) –
O.P.No.47/1993 – Appeal Dismissed - Sanction of Rs.1,72,143/- -Orders – Issued.
IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 843

DATE:21.11.2008

Read:

From the Spl.CS to Govt & CCLA, AP, Hyd.Lr.No.G3/1667/2007,
Dt:28.02.08 alongwith the letter of the Spl.Collector, Nizamabad.

O R D E R:

The Special Chief Secretary & Chief Commissioner of Land Administration, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.No.47/93 pertaining to Navipet (M) Kosli (V), Nizamabad District. The District Collector, Nizamabad has informed that patta land to an extent of 8-11 Acres situated at Kosli (V) of Navipet (M) was acquired for distributory system under Tadbi Oil Lift Irrigation Scheme and passed award bearing No.A5/4609/90, dt:07.08.1992 by fixing the market value of Rs.3,600/- per acre for dry lands. The awardees have received the compensation under protest and referred the matter to the Civil Court for adjudication. The Addl.District Judge, Nizamabad has enhanced the market value @Rs.11,000/- per acre for dry lands and allowed the all benefits under L.A.Amendment Act, 68 of 1984. Aggrieved by the Lower Court orders appeal was preferred in A.S.No.1707/2000 in the Hon'ble High Court of A.P, Hyderabad. The Hon'ble H.C of A.P, Hyderabad has delivered judgment dismissing the appeal filed by the Government and confirmed the judgment of the Reference Court in A.S.No.1707/2000, dt:27.02.2003.

- 2) After careful examination of the matter, Government hereby accord sanction for an amount of Rs.1,72,143/- (Rupees One lakh seventy two thousand one hundred and forty three only) towards decretal charges in O.P.No.47/93 pertaining to Navipet (M) Kosli (V) Nizamabad Distirct subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by he Government/ Special Chief Secretardy to Government and Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the

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calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

3) The District Collector, Nizamabad, is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.47/93 for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) above shall be debitable to the following Head of Account "4702- Capital Out Lay – M & MI – 01 – Major Irrigation –Commercial – MH.101 – G.H.11-15 - 530/531 lands O.E". In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.29900/1282/Exp.PW.I)/2008-1, dated 31.10.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The District Collector, Nizamabad.

The SDC, LA-cum-Loc, Unit, SRSP, Pochampad.

The Administrative-cum-Chief Engineer, Hyderabad.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.10031/LA-III(A1/2008.

SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER